

Serial No. 09/302, 397
Docket No. SON-0432US

1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

Kazundori Ozawa

Serial No. 09/302, 397

Group Art Unit: No. 2654

Filed: April 30, 1999

Examiner: Angela A. Armstrong

For: **SPEECH-CODING APPARATUS**

AND SPEECH DECODING APPARATUS

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NOV 06 2003

Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Technology Center 2600

**PETITION UNDER 37 C.F.R. §1.181
TO RE-MAIL AN OUTSTANDING OFFICE ACTION WITH
THE PREVIOUSLY MISSED REFERENCE**

Sir:

Applicant files this petition to re-mail an outstanding Office Action of August 12, 2003 with a copy of the previously missed reference. The facts are as follows:

On August 13, 2003, the undersigned received an Office action dated August 12, 2003, wherein the Examiner in making her rejection relied on an article entitled "M-LCELP Speech Coding at 4KBPS", Acoustics, Speech, and Signal Processing, 1994. ICASSP-94 IEEE International Conference on, Volume:1, 19-22 April 1994, pages: I/29-I/272. The Examiner was immediately notified by a telephone call that the reference is missing. Specifically, Mr. Michael Whitham called Examiner Armstrong on August 16, 2003. Finally, after a number of phone reminders by the undersigned on October 8, 2003, the Examiner, Ms. Angela Armstrong, and her supervisor, Mr. Richemond Dorvil, promised that the action would be reissued and would be mailed the same day.

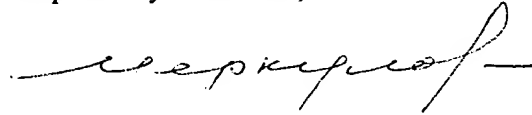
However, the reissued Office Action has never been received by the undersigned and the PTO electronic system PAIR does not show any activities

within the file after August 12, 2003.

The 3 month due date for the response is November 12, 2003. However, we are unable to prepare a response to the outstanding office action without the above cited reference.

In view of the foregoing, it is respectfully requested that the Office Action of August 12, 2003 will be reissued and remailed with a copy of the article "M-LCELP Speech Coding at 4KBPS", Acoustics, Speech, and Signal Processing, 1994. ICASSP-94 IEEE International Conference on, Volume:1, 19-22 April 1994, pages: I/29-I/272. Please charge any deficiencies in fees and credit any overpayment of fees to Attorney's Deposit Account No. 50-2041 (Whitham, Curtis & Christofferson, P.C.).

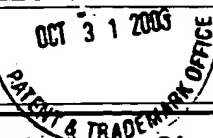
Respectfully submitted,



Olga V. Merkoulouva
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OCT 31 2003



TRANSMITTAL LETTER
(General - Patent Pending)

24
2654
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12/11/03
Pocket No. 03
02100033AA

In Re Application Of: Kazundori Ozawa

Serial No.
09/302,397

Filing Date
4-30-99

Examiner
Angela A. Armstrong

Group Art Unit
2654

Title: **SPEECH CODING APPARATUS AND SPEECH DECODING APPARATUS**

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TO THE COMMISSIONER FOR PATENTS:

Transmitted herewith is:

- 1 Petition
- 1 postcard + copy
- 1 transmittal letter

in the above identified application.

- ☒ No additional fee is required.
- ☐ A check in the amount of _____ is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. **50-2041** as described below.
 - ☐ Charge the amount of _____
 - ☒ Credit any overpayment.
 - ☒ Charge any additional fee required.


Signature

Dated: 10-31-03

Olga V. Merkoulouva
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I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence

CC: